

**WESTERN DISTRICT OF TEXAS  
SAN ANTONIO DIVISION**

MALIBU MEDIA, LLC,

Plaintiff,

vs.

JOHN DOE,

Defendant.

CIVIL ACTION NO. 5-19-CV-00834-DAE

**AMENDED NOTICE**

Defendant John Doe amends his March 9, 2021 notice [Dkt. 75] to correct a date in that notice. To that end, Doe gives notice of the following:

1. Malibu Media, LLC states it is a limited liability company organized and existing under the laws of the State of California [Dkt. 1, ¶ 8].

2. A recent search of the California Secretary of State website shows Malibu Media, LLC is suspended. Exhibit A is a true and accurate screenshot of this search from March 8, 2021.<sup>1</sup>

3. Under California law, the “corporate powers, rights and privileges” of a domestic corporate taxpayer may be suspended for failure to pay certain taxes and penalties. Cal. Rev. & Tax Code § 23301. In turn, California law dictates a suspended company may not, among other things, prosecute or defend a legal action. *Grell v. Laci Le Beau Corp.*, 73 Cal. App. 4th 1300, 1306 (1999).

4. In providing this notice, Doe does not waive any rights to seek appropriate and necessary relief based on Malibu’s suspended status, and affirmatively reserves any and all such rights.

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<sup>1</sup> Doe’s original notice inadvertently stated “February 8, 2021.” [Dkt. 75].

Dated: March 10, 2021

Respectfully,

/s/ JT Morris  
JT Morris  
Texas State Bar No. 24094444  
jt@jtmorrislaw.com  
Ramzi Khazen  
Texas State Bar No. 24040855  
ramzi@jtmorrislaw.com  
JT Morris Law, PLLC  
1105 Nueces Street, Suite B  
Austin, Texas 78701  
Tel: 512-717-5275  
Fax: 512-582-2948

Counsel for Defendant John Doe

**CERTIFICATE OF SERVICE**

I hereby certify that on March 10, 2021, I electronically filed the foregoing documents with the Court using CM/ECF, and served on the same day all counsel of record by the CM/ECF notification system.

/s/ JT Morris  
JT Morris